

CONFERENCE COMMITTEE REPORT DIGEST FOR ESB 503

Citations Affected: IC 35-48.

Synopsis: Sale of ephedrine or pseudoephedrine. Conference committee report for ESB 503. Defines "retailer" and provides that the duties relating to the electronic tracking of ephedrine and pseudoephedrine (PSE) apply only to retailers. Requires a retailer to submit information relating to the purchase of nonprescription PSE to the National Precursor Log Exchange (NPLeX) administered by the National Association of Drug Diversion Investigators (NADDI) before completing a sale, and prohibits a retailer from completing a sale if NPLeX generates a "stop sale" notice. Provides that the maximum amount of PSE that may be purchased by an individual in a 30 day period is 7.2 grams. Requires PSE containing substances to be kept behind the counter, and specifies that the PSE weight limits apply to the base amount of PSE in the drug. Provides that a retailer who uses the electronic sales tracking system is liable for any negligent, reckless, deliberate, or wanton act or omission committed in carrying out the duties required by this section, and provides that a retailer may be liable to a third party for a violation of the duties required in using the electronic sales tracking system. Specifies that: (1) a law enforcement official may access Indiana transaction information contained in the NPLeX; (2) information contained in the NPLeX may be shared only with law enforcement officials; (3) NADDI may not modify information shared with law enforcement officials; and (4) NADDI shall forward Indiana data contained in the NPLeX at least one time per week to the state police department. **(This conference committee report removes a provision requiring that the NPLeX system provide a stop sale alert for an individual who has been convicted of a felony.)**

Effective: July 1, 2011.

CONFERENCE COMMITTEE REPORT

MADAM PRESIDENT:

Your Conference Committee appointed to confer with a like committee from the House upon Engrossed House Amendments to Engrossed Senate Bill No. 503 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the Senate recede from its dissent from all House amendments and that the Senate now concur in all House amendments to the bill and that the bill be further amended as follows:

- 1 Page 6, delete lines 34 through 35.
(Reference is to ESB 503 as printed April 5, 2011.)

Conference Committee Report
on
Engrossed Senate Bill 503

Signed by:

Senator Yoder
Chairperson

Representative Foley

Senator Skinner

Representative Lawson L

Senate Conferees

House Conferees